



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/060,759	01/30/2002	Adam Lerner	701586/50174-DIV	8480

7590 06/09/2004

Ronald I Eisenstein  
Nixon Peabody LLP  
100 Summer Street  
Boston, MA 02110

EXAMINER

SPIVACK, PHYLLIS G

ART UNIT	PAPER NUMBER
1614	

DATE MAILED: 06/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER

ART UNIT      PAPER

060504

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

The Reply filed April 23, 2004 is not fully responsive to the Election Requirement because the structure of the elected species, XX5, is not depicted in the specification or shown in the Reply. The chemical name of XX5 is required to complete a thorough search of the claimed subject matter. See 37 CFR 1.111. Since the above-mentioned omission appears to be inadvertent, Applicants are given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing of this notice, whichever is longer, within which to supply the omission in order to avoid abandonment. EXTENSIONS OF THIS TIME MAY BE GRANTED UNDER 37 CFR 1.136(a).

Phyllis G. Spivack  
Primary Examiner  
Art Unit: 1614

**PHYLIS SPIVACK**  
**PRIMARY EXAMINER**